

- Remarks -

Claims 20, 21, 24, 33 & 41, which are all, except Claim 21, independent claims, are now in the case, with the other claims now being canceled without prejudice to filing one or more further patent applications thereon. It is believed that no "additional claims fee" is due in light of all of the claims being deleted. However, if there is, the Commissioner of Patents is authorized to charge any such fee to the Deposit Account #16-2605/GoldG-AF-CIP of the undersigned.

Claims 20, 21 & 24 were rejected only on the basis of asserted "double patenting" with the suggestion that this ground of rejection could be over-come by filing a Terminal Disclaimer. Such an attorney signed Terminal Disclaimer is being concurrently filed. **The Commissioner for Patents is authorized to charge the Deposit Account #16-2605/GoldG-TD-CIP of the undersigned for the statutory disclaimer fee 37 CFR 120(d) of \$55.00 or whatever the fee may be.** The Applicant and the Assignee (NURITCHEM, LLC) qualify for "Small Entity" status.

Claims 33 & 41 were noted by the Examiner as being allowable if re-written in independent form. They have been so amended and now they likewise should also be fully allowed.

None of the foregoing claims were objected to under the "112" objection made with respect to the other claims. Applicant strongly but respectfully disagrees with respect to the Examiner's "112" objection. However that issue is now moot in light of the cancellation of those claims in this application without prejudice to Applicant filing one or more other applications at which time that issue, if asserted by the examiner there, will be fully joined.

The detailed, diligent review of the claims by the Examiner is acknowledged and deeply appreciated.

An appropriate extension of time request is likewise being concurrently filed. Please charge this fee (\$475) and any additional fee that might be due to Deposit Account #16-2605/GoldG-Ext-CIP of the undersigned. The Applicant and the Assignee (NURITCHEM, LLC) qualify for "Small Entity" status.

Respectfully submitted:



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- Certificate of Filing by Facsimile -

I hereby certify that this "Response - Amendment 'A,'" Terminal Disclaimer and Extension of Time Request are being filed with the U.S. Patent & Trademark Office via facsimile sent to the PTO Central Fax # (703) 872-9306 on this February 27, 2004.



C. Emmett Pugh, Reg. 22,826

PTO/SB/22 (8-00)

Approved for use through 10/31/2002. OMB 0851-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)		Docket Number (Optional) GoldG01-CIP
In re Application of GOLDMAN, PhD., Gordon K.		
Application Number	09/994,390	Filed 11/26/2001
For System for Treating Petroleum...		
Group Art Unit	1755	Examiner BRUNSMAN, D.

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above identified application.

The requested extension and appropriate non-small-entity fee are as follows (check time period desired):

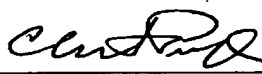
☐ One month (37 CFR 1.17(a)(1)) \$ _____
☐ Two months (37 CFR 1.17(a)(2)) \$ _____
☒ Three months (37 CFR 1.17(a)(3)) \$ 950.00
☐ Four months (37 CFR 1.17(a)(4)) \$ _____
☐ Five months (37 CFR 1.17(a)(5)) \$ _____

☒ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee amount shown above is reduced by one-half, and the resulting fee is: \$ 475.00.
☐ A check in the amount of the fee is enclosed.
☐ Payment by credit card. Form PTO-2038 is attached.
☐ The Commissioner has already been authorized to charge fees in this application to a Deposit Account.
☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number 16-2605/GoldG.
 I have enclosed a duplicate copy of this sheet.

I am the ☐ assignee of record of the entire interest.
☐ applicant.
☒ attorney or agent of record.
☐ attorney or agent under 37 CFR 1.34(a).
 Registration number if acting under 37 CFR 1.34(a) _____

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02/27/2004
 Date



 Signature
 C. Emmett PUGH
 Typed or printed name

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PTO/SB/28 (08-03)

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TERMINAL DISCLAIMER TO OBTAIN A DOUBLE PATENTING REJECTION OVER A PRIOR PATENT		Docket Number (Optional) GoldG01-CIP
<p>In re Application of: GOLDMAN, PhD., Gordon K. Application No.: 09/994,390 Filed: 11/26/2001 For: System for Treating Petroleum and Petrochemical Slop Oil and Sludge Wastes</p> <p>The owner*, <u>NURITCHEM, LLC</u>, of <u>100</u> percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. <u>6,322,621</u>. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.</p> <p>In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.</p> <p>Check either box 1 or 2 below, if appropriate.</p> <p>1. <input type="checkbox"/> For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.</p> <p>I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.</p> <p>2. <input checked="" type="checkbox"/> The undersigned is an attorney or agent of record.</p> <p> <u>02/27/2004</u> Signature Date</p> <p><u>C. Emmett PUGH</u> Typed or printed name</p> <p><u>860-668-2433</u> Telephone Number</p> <p><input checked="" type="checkbox"/> Terminal disclaimer fee under 37 CFR 1.20(d) included.</p> <p>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</p> <p>*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this certification. See MPEP § 324.</p>		

This collection of information is required by 37 CFR 1.321. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.